

this Substitute Preliminary Amendment be accepted to replace the Preliminary Amendment dated March 5, 1998.

Please amend this application as follows:

**In The Specification**

At page 2, line 1, insert the following:

--This is a continuation of co-pending application Serial No. 08/233,002, filed April 25, 1994.--

**In the Claims**

Please amend the claims as follows:

*Sub C1*  
B1

4. (Amended) The method of claim 1, wherein said cell is contacted with a recombinant, non-viral vector that expresses a p53 protein in said cell in combination with a DNA damaging agent.

B2

5. (Amended) The method of claim 4, wherein said p53-expressing recombinant, non-viral vector is a naked DNA plasmid[,] or a plasmid within a liposome[, a retroviral vector, an AAV vector, or a recombinant adenoviral vector].

B3

7. (Amended) The method of claim [6]4, wherein said p53-expressing recombinant, non-viral vector [is a recombinant adenoviral vector comprising] comprises a p53 expression region positioned under the control of [the cytomegalovirus IE] a promoter.